

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

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|----|---------------------------|---|------------------|
| 08 | UNITED STATES OF AMERICA, |) | |
| | |) | |
| 09 | Plaintiff, |) | |
| | |) | Case No. MJ09-62 |
| 10 | v. |) | |
| | |) | |
| 11 | PEY BIN, |) | DETENTION ORDER |
| | |) | |
| 12 | Defendant. |) | |
| | |) | |

Offenses charged:

Count 1: Possession of Methamphetamine with Intent to Distribute, in violation of 21 U.S.C. §§ 841(a)(1), 841(b)(1)(B), and 846

Count 2: Possession of Cocaine with Intent to Distribute, in violation of 21 U.S.C. §§ 841(a)(1), 841 (b)(1)(C), and 846

Count 3: Possession of Methamphetamine with Intent to Distribute, in violation of 21 U.S.C. §§ 841(a)(1), 841(b)(1)(A), and 846

Count 2: Possession of Cocaine with Intent to Distribute, in violation of 21 U.S.C. §§ 841(a)(1), 841 (b)(1)(B), and 846

Date of Detention Hearing: February 25, 2009.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Defendant is a non-citizen and is technically in “deported” status, although not detained by Immigration Customs Enforcement (“ICE”).

01 (2) If released, it is possible ICE may detain him.

02 (3) Defendant has stipulated to detention, but reserves the right to challenge
03 continued detention if there is a change in circumstances.

04 (4) There appear to be no conditions or combination of conditions other than
05 detention that will reasonably assure the appearance of defendant as required or ensure the safety
06 of the community.

07 IT IS THEREFORE ORDERED:

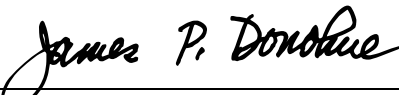
08 (1) Defendant shall be detained pending trial and committed to the custody of the
09 Attorney General for confinement in a correctional facility separate, to the extent
10 practicable, from persons awaiting or serving sentences or being held in custody
11 pending appeal;

12 (2) Defendant shall be afforded reasonable opportunity for private consultation with
13 counsel;

14 (3) On order of a court of the United States or on request of an attorney for the
15 government, the person in charge of the corrections facility in which defendant
16 is confined shall deliver the defendant to a United States Marshal for the purpose
17 of an appearance in connection with a court proceeding; and

18 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
19 counsel for the defendant, to the United States Marshal, and to the United States
20 Pretrial Services Officer.

21 DATED this 26th day of February, 2009.

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24 JAMES P. DONOHUE
25 United States Magistrate Judge
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